

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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SHERRY GRANT,

Plaintiff,

-against-

UNITED FEDERATION OF TEACHERS and UNITED
CEREBRAL PALSY OF NEW YORK CITY, INC.,

Defendants.
-----X

**NOTICE OF
MOTION TO DISMISS**

**Index No:
12-CV-2149 (CBA) (VMS)**

PLEASE TAKE NOTICE, that upon the accompanying Memorandum of Law in Support of the Motion to Dismiss of the United Federation of Teachers' Motion to Dismiss, the United Federation of Teachers ("UFT") will move this Court before the Honorable Carol Bagley Amon, United States District Judge, at the United States District Court for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York 11201, on a date and time to be designated by the court, for an Order dismissing Plaintiff's Second Amended Complaint, in its entirety, as against the UFT pursuant to Rules 12(b)(6) of the *Federal Rules of Civil Procedure* for failure to state a claim upon which relief can be granted and for such other and further relief as shall be proper.

PLEASE TAKE NOTICE, that pursuant to Rule 12 of the *Federal Rules of Civil Procedure*, in the event that this motion is denied, in whole or in part, the UFT respectfully requests 20 days from docketing of the order denying the motion in which to answer the Second Amended Complaint.

Dated: New York, New York
January 28, 2013

Respectfully submitted,

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